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2 **THIS COURT FINDS THAT:**
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4) This is a criminal case charging the defendants with participation in an
5 international conspiracy to traffic in marijuana and ecstasy. The above-
6 named defendants have moved for a continuance of the trial date
7 because they require additional time to prepare for trial. The
8 Government does not oppose the motion. Based on the facts set forth
9 in the pleadings, the Court makes the Findings and Order set forth
10 below.

11) This case is sufficiently complex such that it is unreasonable to expect
12 adequate preparation for pretrial proceedings or for the trial itself within
13 the current time limits, within the meaning of Title 18, United States
14 Code, Section 3161(h)(8)(B)(ii).

15) Failure to grant a continuance in this case will likely deny the defendants
16 the reasonable time necessary for effective preparation for trial and
17 other pretrial proceedings, taking into account the exercise of due
18 diligence. See Title 18, United States Code, Section 3161(h)(8)(B)(iv).

19) Failure to grant such a continuance in this proceeding will likely result in
20 a miscarriage of justice within the meaning of Title 18, United States
21 Code, Section 3161(h)(B)(i).

22

23
24 ORDER CONTINUING TRIAL DATE AND
25 PRETRIAL MOTIONS DEADLINE

PAGE 2 OF 4

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(206) 957-2247
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1 5) The ends of justice served by granting this continuance outweigh the
2 interests of the public and the defendants in any speedier trial, within the
3 meaning of Title 18, United States Code, Section 3161(h)(8)(A).
4

THE COURT THEREFORE ORDERS THAT:

5 1) The motion to continue the trial date is granted.
6 2) The trial shall be continued from December 12, 2005 to April 17, 2006.
7 3) The Court further orders that all pretrial motions shall be filed on or
8 before February 21, 2006.
9 4) The period of time from the current trial date until the new trial date
10 encompassed by this continuance shall be excluded from the
11 computation of time under the Speedy Trial Act, Title 18, United States
12 Code, Section 3161 et seq.
13 5) Defendants shall file a speedy trial waiver encompassing the excluded
14 time period no later than December 10, 2005.
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19 DONE IN OPEN COURT this 1st day of December, 2005.
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John C. Coughenour
United States District Court Judge

ORDER CONTINUING TRIAL DATE AND
PRETRIAL MOTIONS DEADLINE

PAGE 3 OF 4

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1
2
3 Presented by:

4 /s/ Jennifer Cannon-Unione

5 Jennifer Cannon-Unione, WSBA # 27008
6 Counsel for Kiranpal Sandhu

7 /s/ Hunter MacDonald

8 Hunter MacDonald, WSBA # 22857
9 Counsel for Musakarim Ahmach

10 /s/ Suzanne Lee Elliott

11 Suzanne Lee Elliott, WSBA # 12634
12 Counsel for Dung Quoc Phan

13 /s/ Robert Goldsmith

14 Robert Goldsmith, WSBA # 12265
15 Counsel for Anthony Quang Dao

16 /s/ Lee Covell

17 Lee Covell, WSBA # 952
Counsel for Tai Chi Dang

18 Copy Received; Approved:

19
20 /s/ Jill Otake

21 Jill Otake
22 Assistant United States Attorney

23
24
25 ORDER CONTINUING TRIAL DATE AND
PRETRIAL MOTIONS DEADLINE

PAGE 4 OF 4

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